HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 17492 OF 2007

DATE: 10.09.2007

Between:

G. Anandamma

..... PETITIONER

AND

The Station House Officer,
Central Crime Police Station,
Tirupathi, Chittoor District & another.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 17492 OF 2007

ORDER: (Per Hon'ble Sri Justice P. Swaroop Reddy)

This is a taken up Writ Petition on the basis of a telegram addressed to the Hon'ble Chief Justice by one G. Anandamma, dated

12.8.2007 alleging that her husband Chinna Reddappa of Kukativaripalli village of Chittoor District, on 10.8.2007 went to Tirupati to visit his brother G. Pedda Reddeppa and on the same day at about 12.30 P.M. two police constables of Central Crime Station, Tirupati came to the house of G. Pedda Reddeppa, and took her husband to the Central Crime Station, Tirupati and on learning about the same, she went to Central Crime Station, Tirupati, where the police informed her that unless her husband's brother viz. Pedda Reddeppa is produced, her husband would not be released. Therefore, she apprehends danger to the life of her husband and his implication in false cases.

On notice being issued, the Inspector of Police, Central Crime Station, Tirupathi filed counter affidavit stating that husband of the petitioner G. Chinna Reddeppa was never taken into custody and he was not required in any case. In view of the allegations made in the telegram, the alleged detenu was produced before the Tahsildar, Somala Mandal, before whom, he has stated that he was never illegally detained by police and that he went to Tirupati to meet his brother Pedda Reddeppa without informing his family members and without knowing the same, his wife sent the telegram. It is stated that the investigation also revealed that Pedda Reddeppa, the brother of the alleged detenu is an accused in Crime No.163 of 2007 on the file of II Town Police Station, Nellore registered for the offence under Section 420 IPC. During the course of investigation in connection with that crime, police visited the house of the alleged detenu and the telegram was got issued with a mala fide intention to draw adverse inference against the police.

The original statement of the alleged detenu recorded by the

Tahsildar, Somala Mandal with duly affixed photograph of the alleged detenu is filed along with the counter, which reveals that on personal work, the alleged detenu went to see his brother and he was not detained by the police at any time and by mistake, his wife gave the telegram to this Court.

In view of the facts stated in the counter affidavit and as the statement of the alleged detenu recorded by the Tahsildar itself reveals that he was never illegally detained, nothing remains in this Writ Petition for adjudication.

The Writ Petition is accordingly dismissed. No costs.

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A. GOPAL REDDY, J.

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P. SWAROOP

10th SEPTEMBER, 2007
REDDY, J.
Tsr.